Elections Saskatchewan

Cypress Hills By-Election - June 28, 1999

101-04740/

SASKATCHEWAN

OFFICE OF THE
CHIEF ELECTORAL OFFICER

April 2, 2001

The Honourable P. Myron Kowalsky
Speaker of the Legislative Assembly
129 Legislative Building
Regina, Saskatchewan
S4S 0B3

Honourable Speaker:

Pursuant to section 286 of *The Election Act, 1996*, I am honoured to submit the Report of the Chief Electoral Officer for the by-election held on June 28, 1999, in the provincial constituency of Cypress Hills.

The Report presents by-election financial activities by registered political party and candidate. This Report also provides an overview of election administration and official voting results by polling division. Also included is summary data for election related expenditures of Elections Saskatchewan.

Respectfully submitted,

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Chief Electoral Officer

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Call of By-Election

Pursuant to subsection 35(b) of *The Legislative Assembly and Executive Council Act,* Mr. Jack Goohsen, Progressive Conservative Party of Saskatchewan, vacated his seat in the constituency of Cypress Hills on April 20, 1999. On May 31, 1999, pursuant to an Order of the Lieutenant Governor in Council, a Writ of Election was issued by the Chief Electoral Officer to Mr. Kim White, constituency returning officer. The Writ ordered that the by-election be held on Monday, June 28, 1999. An Election Calendar for the Cypress Hills by-election is included on the last page of the Official Report.

Prior to the June 28, 1999 by-election, standing in the Legislative Assembly included: 40 New Democrat, 8 Saskatchewan Party, 5 Liberal, 2 Independent and 3 vacant.

Constituency Boundaries

The Cypress Hills constituency boundary was enacted in 1994 under *The Representation Act, 1994*, on the recommendation of the Constituency Boundaries Commission, 1993, as established under *The Constituency Boundaries Act, 1993.* Polling divisions for purposes of the Cypress Hills by-election included forty-eight (48) regular polls and five (5) personal care facilities. The Cypress Hills constituency polling subdivision map and Directory of Communities are set out in Appendices I and V, respectively.

Registered Political Party and Candidate Nomination

At the time of the Cypress Hills by-election, the Office recognized the existence of six (6) political parties in the Register of Political Parties, as maintained pursuant to section 231 of *The Election Act, 1996* (the "Act"). On June 12, 1999, nomination of candidates concluded. At close of nomination, only three (3) of the Province's registered political parties nominated candidates, as follows:

Candidate	Registered Political Party[1]	Abbreviation
Keith Murch	New Democratic Party, Sask. Section	New Democratic Party (N.D.P.)
Barry Thienes	Saskatchewan Liberal Association	Liberal
Wayne Elhard	The Saskatchewan Party	The Saskatchewan Party

Each of the registered political parties' chief official agents and candidate business managers for the by-election were as follows:

Registered Political Party	Chief Official Agent
New Democratic Party, Sask. Section	Steven Bobiash
Saskatchewan Liberal Association	F. William Johnson
The Saskatchewan Party	Donald Morgan

[1] The following Cypress Hills By-Election Appendices abbreviate the names of the Province's registered political parties as follows: New Democratic Party, Sask. Section - N.D.P.; Saskatchewan Liberal Association - L.; The Saskatchewan Party - Sask.

Candidate	Business Manager
Keith Murch (N.D.P.)	Evelyn McCuaig
Barry Thienes (L.)	Shirley Helmerson
Wayne Elhard (Sask.)	Gwen Basso

Enumeration

From the 31st of May through to the 9th of June, enumeration of eligible electors was conducted for the constituency's fifty-three (53) polling divisions. Pursuant to section 26 of the Act, constituency enumerators sat on June 24, 1999 to make necessary revisions to the voters' lists. As a result of these efforts, 10,778 Cypress Hills residents were declared eligible to vote, as established on the revised voters' list. In addition, pursuant to section 68 of the Act, eligible electors not included on the revised voters' list were entitled to vote by declaration.

Polling

On the 22nd, 23rd, 24th, 25th and 26th days of June, five (5) advance polls were conducted in the Cypress Hills constituency. To facilitate electorate participation, special polling stations were established in two (2) hospitals. Regular polling stations were open from 9:00 a.m. to 8:00 p.m. CST on June 28, 1999, enabling the constituency's 10,778 eligible voters the opportunity to exercise their democratic franchise. Eligible voters unable to attend either a regular, special or advance poll were entitled to vote by absentee ballot.

Electoral Results

Unofficial electoral results were announced on the evening of June 28, 1999, resulting in Mr. Wayne Elhard, Saskatchewan Party, being declared member elect. The New Democratic Party candidate forfeited his deposit, pursuant to section 47 of the Act, for not obtaining at least one half of the total number of valid votes cast for the candidate elected.

On July 10, 1999, the constituency returning officer tabulated the results of votes cast in the advance polls, special provision polls and by absentee ballot. These figures were then reflected in the constituency results concluding the final count. Upon completion of the final count, on July 21, 1999, the constituency returning officer made a Return to the Writ of Election. On August 6, 1999, the Office published in *The Saskatchewan Gazette* (Vol. 95, No. 31) notice of receipt of the Return to the Writ and the name of the candidate elected.

Registered Political Party and Candidate Financial Reporting

Pursuant to section 251 of the Act, audited Registered Political Party's Return of Election Expenses, Form E-524, were required to be filed with the Chief Electoral Officer within six (6) months of polling day (December 29, 1999).

Under section 261 of the Act, candidates were required to file an audited Candidate's Return of Election Expenses, Form E-412, with the constituency returning officer, for subsequent forwarding to the Chief Electoral Officer, within three (3) months of the candidate returned being declared elected (October 11, 1999). Pursuant to the Act, the constituency returning officer published, in prescribed form, a summary of all returns respecting candidate election expenses prior to November 10, 1999.

i) Registered Political Parties

As a southern constituency, the maximum amount of money that could be spent by a registered political party in the Cypress Hills by-election, as set out in section 243 of the Act, was, (a) the sum of $33,435.00 or (b) the sum obtained by multiplying the number of voters in the constituency (10,778) by $2.67, whichever sum was larger. A registered political party that endorsed a candidate who obtained fifteen (15) per cent or more of all valid votes cast in the by-election and whose chief official agent filed a Registered Political Party's Return of Election Expenses,[2] pursuant to section 264 of the Act, was entitled to receive a reimbursement of a portion of its election expenses from the Province's General Revenue Fund. The amount reimbursed to a qualifying political party was the lesser of either (a) $11,145.00 or (b) one third of its election expenses.

All participating parties in the Cypress Hills by-election filed their duly audited Registered Political Party's Return of Election Expenses on or before December 29, 1999. Contributions made to political parties are not listed in the Registered Political Party's Return of Election Expenses but are set out in each party's fiscal period return, filed in accordance with section 250 of the Act. Appendix II sets out a summary of eligible expenses incurred by the registered political parties in Cypress Hills and the amounts paid in respect of each party who qualified for reimbursement.

ii) Candidates

Candidates seeking election in Cypress Hills were limited in the amount of money that they could expend. Again, as a southern constituency, a candidate seeking election was entitled to spend, pursuant to section 252 of the Act, either (a) the sum of $40,122.00 or (b) the sum obtained by multiplying the number of eligible voters in the constituency by $2.67, whichever sum was larger. A candidate who obtained fifteen (15) per cent or more of all valid votes cast in Cypress Hills and whose business manager filed with the constituency returning officer a Candidate's Return of Election Expenses,[3] pursuant to section 265 of the Act, was entitled to reimbursement of a portion of their eligible election expenses. The amount reimbursed to a qualifying candidate was an amount equal to one half of the candidate's election expenses to a maximum of $20,061.00.

All candidates filed their returns respecting contributions received and election expenses incurred in the course of the by-election, duly audited, on or before October 11, 1999. On the 11th of February, 2000, the Office published in *The Saskatchewan Gazette* (Vol. 96, No. 6) a summary of candidate contributions received and expenditures incurred in Cypress Hills, as well as the amounts paid in respect of each candidate who qualified for reimbursement. Such contributions, expenditures and reimbursements are reported in Appendix III.

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[2] Pursuant to subsection 267(3) of the Act, auditing services rendered in respect of preparation of a report pertaining to a Registered Political Party's Return of Election Expenses is eligible for a maximum reimbursable allowance of $2,054.00.

[3] Pursuant to subsection 267(6) of the Act, auditing services rendered in respect of preparation of a report pertaining to a Candidate's Return of Election Expenses is eligible for a maximum reimbursable allowance of $667.00.

Elections Saskatchewan Expenditures

The total cost of conducting the June 28, 1999 by-election in Cypress Hills was $122,047.46. This figure is inclusive of, and reported by, administrative and constituency expenditure. See Appendix IV for an itemization of particular expenditures incurred in each of these two categories. Should further constituency expenditure specifics be required, refer to the Detail of Expenditures *The Election Act, 1996* Provincial Constituencies Fiscal Year 1999-2000, tabled in the Legislative Assembly on October 26, 2000.

Documentation

Pursuant to section 232 of the Act, the Chief Electoral Officer is obliged to hold, in addition to the information contained in the Register of Political Parties, all original financial particulars concerning registered political parties' fiscal period and election expenses documentation for the purposes of public inspection. Also held are the returns and the original financial documentation regarding individual candidate election expenses, pursuant to section 262 of the Act. Such information is available for public inspection during regular office hours at Elections Saskatchewan.

Election Calendar

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Writ of Election:		**-34** May 25	**-33** May 26	**-32** May 27	**-31** May 29	**-30** May 29
Minimum Writ Period: (28 days) The minimum number of days between issue of the Writ of Election and Nomination Day is 11 clear days. (The date fixed for issuing the Writ of Election and the date fixed for Nomination Day are to be excluded (clause 31(3)(b) and subsection (4))						
Maximum Writ Period: (34 days) The maximum number of days between issue of the Writ of Election and Nomination Day is 17 clear days. (The date fixed for issuing the Writ of Election and the date fixed for Nomination Day are to be excluded (clause 31(3)(b) and subsection (4))						
-29 May 30	**-28** May 31 **WRIT ISSUES** Date of issue of Writ of Election Commence accepting nomination of candidates Enumeration Schools s. 31(2), (3)(b); s. 44	**-27** June 1	**-26** June 2 Print election Proclamation Enumeration	**-25** June 3	**-24** June 4 Begin monitoring each enumerator's progress	**-23** June 5 Last day to post election Proclamation: • Returning Officer's Office • Post Offices in constituency s. 34(3)
-22 June 6 Check completed E-200A and begin data entry of preliminary voters' lists	**-21** June 7	**-20** June 8 Photocopy secondary voters' lists (E-200) to be distributed to each candidate as available	**-19** June 9 Enumeration completed; telephone C.E.O. with number of names enumerated	**-18** June 10 Commence selection of voters to act as deputy returning officers, poll clerks and alternates	**-17** June 11 Reproduction of secondary Voters' Lists completed (-18) Forward: 3 copies (5 copies - Northern constituencies) of each polling division list to enumerator; 10 copies including disk copy to known candidates; 5 copies to C.E.O. s. 25(1)(a), (b); s. 138(5)	**-16** June 12 **NOMINATION DAY** Facsimile/Telephone C.E.O. re: candidates • Furnish to Candidates list of candidates and enumerators s. 31(3)(d); s. 35(3); s. 44(1); s. 51(1)
-15 June 13 Arrange for publication of candidates nominated Arrange for printing of ballots s. 35; s. 51(2)	**-14** June 14 Secondary Voters' Lists, including list of enumerators, to be publicly displayed in the head office of (rural - each municipality in the constituency or urban - the municipality in which the constituency is situated) and in the constituency Returning Officer's Office (approximately sixteen (16) days before election day) • Commence accepting revisions to the secondary Voters' Lists s. 25(1)(b)	**-13** June 15	**-12** June 16 Last day to receive Absentee Voter Applications s. 87(3)	**-11** June 17 Furnish to deputy returning officers (advance and regular polls) and candidates list of absentee voters to whom ballot paper was forwarded s. 88(3), (5)	**-10** June 18 D.R.O. Schools	**-9** June 19
-8 June 20 Election officials and campaign workers should be encouraged to vote at advance poll Last day for applicant voter to receive absentee ballot paper and related materials, if mailed s. 88(2)(b)	**-7** June 21 Last day for applicant voter to receive absentee ballot paper and related materials, if delivered s. 88(2)(a)	**-6** June 22 **ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** s. 132(a)	**-5** June 23 **ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** s. 132(a)	**-4** June 24 **ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** **REVISION DAY** **2 p.m. - 10 p.m. C.S.T.** s. 25; s. 132(a)	**-3** June 25 **ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** Prepare to receive enumerators' expense claims s. 132(a)	**-2** June 26 **ADVANCE POLL** **12 noon - 7 p.m. C.S.T.** Deadline for enumerator to deliver official Voters' List to deputy returning officer s. 28(3); s. 132(a)
-1 June 27 Receive advance poll voter information and forward to applicable deputy returning officers	**0** June 28 **ELECTION DAY** **9 a.m. - 8 p.m. C.S.T.** Ensure arrangements for the display and tabulation of unofficial results Facsimile/Telephone results of election to C.E.O. s. 82	**+1** June 29 Ensure all ballot boxes and election materials are received from deputy returning officers	**+2** June 30 Prepare to receive deputy returning officers', poll clerks' etc. expense claims	**+3** July 1 **CANADA DAY**	**+4** July 2	**+5** July 3 Last day for forwarding Imprest Account and related financial materials to C.E.O.
+6 July 4	**+7** July 5	**+8** July 6	**+9** July 7	**+10** July 8 12 noon deadline for receipt of absentee voter certificate envelopes (postmarked not later than 8 p.m. on election day) s. 89(5)(b), (c)	**+11** July 9	**+12** July 10 **FINAL COUNT** by Returning Officer s. 31(3)(e); s. 145
+13 July 11	**+14** July 12 Collection of ballot boxes and election materials by C.E.O. • Vacate office space	**+15** July 13	**+16** July 14 Last day to request a recount or an addition 155(2)(c)	**+17** July 15	**+18** July 16	**+19** July 17
+20 July 18	**+21** July 19	**+22** July 20	**+23** July 21 **RETURN TO THE WRIT** Forward election Return and other documents to C.E.O. s. 31(3)(f); s. 171	July 22	July 23	July 24

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Vote Summary by Constituency Polling Division: Cypress Hills

Appendix I

Poll No.	Polling Location Name	Eligible Voters	Votes Cast For: Barry Thienes L.	Keith Murch N.D.P.	Wayne Elhard Sask.	Ballots: Total Counted	Rejected
1	Leader Rural	111	4	10	22	36	-
2	Leader West	254	23	42	61	126	3
3	Leader Centre	219	15	33	47	95	1
4	Leader East	208	19	32	37	88	-
5	Prelate	199	38	31	51	120	-
6	Sceptre	219	11	45	72	128	-
7	Lancer	212	32	67	56	155	-
8	Cabri Rural	216	28	54	37	119	3
9	Cabri North	173	21	35	29	85	1
10	Cabri South	181	23	28	41	92	-
11	Mendham	106	9	5	46	60	-
12	Burstall	288	10	31	128	169	-
13	Liebenthal	109	7	3	32	42	-
14	Abbey Rural	226	21	38	57	116	1
15	Abbey	127	14	51	28	93	-
16	Richmound Rural	147	8	10	34	52	-
17	Richmound	121	17	12	26	55	1
18	Fox Valley Rural	215	15	15	47	77	-
19	Fox Valley	230	25	31	59	115	-
20	Hazlet	280	39	32	73	144	-
21	Pennant	263	27	27	48	102	2
22	Success	162	4	28	31	63	-
23	Golden Prairie	165	4	13	54	71	-
24	Hatton	232	25	6	72	103	-
25	Maple Creek Rural West	191	7	3	58	68	-
26	Maple Creek Rural East	206	13	11	46	70	1
27	Maple Creek Rural North	271	33	6	73	112	-
28	Maple Creek East	244	45	40	70	155	-
29	Maple Creek South	331	69	60	57	186	-
30	Maple Creek South West	331	56	27	70	153	2
31	Maple Creek North West	239	77	23	58	158	-
32	Maple Creek North	323	53	50	56	159	1
33	Piapot	229	31	15	70	116	-
34	Tompkins	312	49	22	79	150	1
35	Carmichael	299	53	10	58	121	-
36	Gull Lake West	375	85	39	78	202	-
37	Gull Lake East	324	89	21	66	176	-
38	Antelope/Webb	312	52	21	59	132	-
39	Ravenscrag	180	18	6	54	78	1
40	Dollard	197	33	14	56	103	3
41	Battle Creek	163	18	10	81	109	-
42	Robsart	85	19	6	34	59	-
43	Eastend Rural	261	27	17	125	169	-
44	Eastend North	259	34	41	102	177	-
45	Eastend South	179	21	32	77	130	2
46	Frontier Rural	227	45	12	89	146	-
47	Frontier	243	37	14	87	138	1
48	Consul	173	22	7	61	90	-
	Prairie Health Care Centre, Cabri	18	3	1	1	5	-
	Eastend Wolf Willow Health Centre, Eastend	23	1	2	5	8	-
	Gull Lake and District Special Care Home, Gull Lake	34	5	2	-	7	-
	Western Senior Citizens Home, Leader	35	6	6	1	13	-
	Cypress Lodge Nursing Home, Maple Creek	51	2	-	5	7	-
	Cabri Advance		7	19	3	29	-
	Eastend Advance		6	9	20	35	1
	Gull Lake Advance		22	11	24	57	-
	Leader Advance		7	13	18	38	-
	Maple Creek Advance		21	15	25	61	-
	Absentee Ballots		1	5	1	7	-
	Hospital/Remand Ballots		3	1	3	7	-
	Totals	10,778	1,509	1,270	2,958	5,737	25
	Candidate Elected - Wayne Elhard						
	Plurality	1,449					
	% Who Voted	53.46%					
	% By Party		26.30%	22.14%	51.56%		

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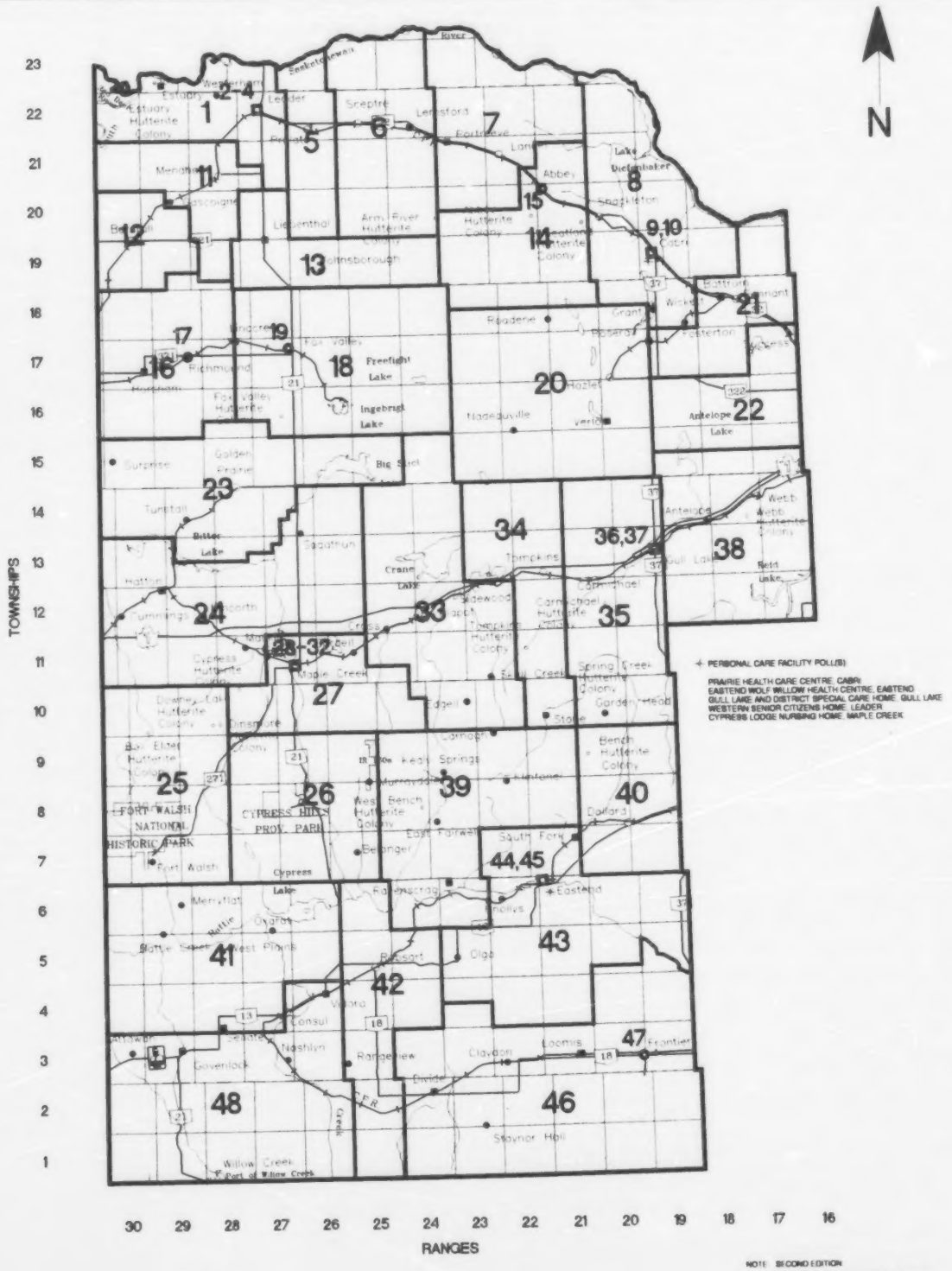
Constituency of Cypress Hills



NOTE: SECOND EDITION

CONSTITUENCY BOUNDARIES ARE DRAWN PURSUANT TO THE REPRESENTATION ACT, 1994 PUBLISHED BY THE CHIEF ELECTORAL OFFICER

URBAN MUNICIPAL BOUNDARIES AS OF JULY 1, 1995

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Base/Geomatics Division

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Summary of Expenses Incurred and Reimbursements Paid: Registered Political Parties

Registered Political Party	Maximum Expenses Allowable	Petty Expenses	Hire of Premises	Advertising
Liberal	33,435.00	–	–	–
New Democratic Party (N.D.P.)	33,435.00	–	–	–
The Saskatchewan Party	33,435.00	–	–	–
Totals	100,305.00	–	–	–

(a) Unpaid claims, if paid, are included in the total of expenses used for the calculation of reimbursement; disputed claims are not.

Services	Goods Supplied	Travel and Hire of Vehicle	Unpaid or Disputed Claims(a)	Total of Expenses	Amount of Reimbursement
500.00	–	–	–	500.00	166.67
–	–	–	–	–	–
–	–	–	–	–	–
500.00	–	–	–	500.00	166.67

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Summary of Contributions Received, Expenses Incurred and Reimbursements Paid: Candidates and Business Managers

Candidate	Contributions Received	Maximum Expenses Allowable	Candidate's Personal Expenses(a)	Candidate's Campaign Expenses	Petty Expenses	Hire of Premises
Cypress Hills						
(Eligible Voters - 10,778)						
Barry Thienes (L.)	31,858.50	40,122.00	–	1,890.00	1,034.72	600.00
Keith Murch (N.D.P.)	37,051.10	40,122.00	–	2,003.81	–	420.00
Wayne Elhard (Sask.)	20,478.27	40,122.00	–	1,763.76	1,274.90	390.00
Totals	89,387.87	120,366.00	–	5,657.57	2,309.62	1,410.00

(a) Candidate's personal expenses are not included in the total of expenses.
(b) Unpaid claims, if paid, are included in the total of expenses used for the calculation of reimbursement; disputed claims are not.

Advertising	Services	Goods Supplied	Travel and Hire of Vehicle	Unpaid or Disputed Claims(b)	Total of Expenses	Amount of Reimbursement
7,246.82	15,108.84	–	535.00	–	26,415.38	13,207.69
6,319.83	21,187.02	3,817.21	–	–	33,747.87	16,873.94
6,033.73	5,646.57	2,620.96	568.80	–	18,298.72	9,149.36
19,600.38	41,942.43	6,438.17	1,103.80	–	78,461.97	39,230.99

By-Election: Constituency of Cypress Hills

I. Elections Saskatchewan	
A) Administration	
(i) Advertising	$13,719.13
(ii) Information Technology	1,216.80
(iii) General Contractual Services	205.34
(iv) Postal/Courier/Freight	21.10
(v) Travel/Business	88.00
B) Registered Political Parties	
(i) Reimbursement of Registered Political Parties' Election Expenses	166.67
(ii) Reimbursement of Auditors' Fees	856.00
Elections Saskatchewan Expenditure	$16,273.04
II. Constituency	
A) Election Officials	
(i) Returning Officer	$ 4,340.00
(ii) Election Clerk	3,000.00
(iii) Enumerators	15,848.79
(iv) Polls (Officials/Rental of Space)	27,280.60
B) Administration	
(i) General Contractual Services	3,466.47
(ii) Rent of Ground/Buildings/Office Space	833.50
(iii) Telephones	2,266.07
(iv) Miscellaneous Materials/Supplies	28.96
(v) Postal/Courier/Freight	103.56
(vi) Advertising	1,043.87
(vii) Printing/Duplicating (Ballots/Proclamation/Voters' List)	4,054.37
(viii) Travel/Business	2,271.46
C) Candidates	
(i) Reimbursement of Candidates' Election Expenses	39,230.99
(ii) Reimbursement of Auditors' Fees	2,001.00
(iii) Interest	4.78
Constituency Expenditure	$105,774.42
Total By-Election Expenditures	**$122,047.46**

Eligible Voters 10,778
Cost Per Voter $11.32 (11.323757)

Community		Community	
Abbey	Village	Sceptre	Village
		Senate	Hamlet
Battrum	Hamlet	Shackleton	Village
Burstall	Town	Sidewood	Hamlet
		South Fork	Hamlet
Cabri	Town	Success	Village
Carmichael	Village		
Consul	Village	Tompkins	Village
Divide	Hamlet	Verlo	Hamlet
Dollard	Village	Vidora	Hamlet
Eastend	Town	Webb	Village
Estuary	Hamlet		
Fox Valley	Village		
Frontier	Village		
Golden Prairie	Village		
Govenlock	Hamlet		
Gull Lake	Town		
Hatton	Hamlet		
Hazlet	Village		
Horsham	Hamlet		
Lancer	Village		
Leader	Town		
Lemsford	Hamlet		
Liebenthal	Hamlet		
Linacre	Hamlet		
Loomis	Hamlet		
Maple Creek	Town		
Mendham	Village		
Pennant	Village		
Piapot	Village		
Portreeve	Hamlet		
Prelate	Village		
Ravenscrag	Hamlet		
Richmound	Village		
Robsart	Village		
Roseray	Hamlet		